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No.0865 P. 4/16

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Docket No. CM06341J

UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S)

Ellis A. PINDER

GROUP ART UNIT:

2661

APPLN. NO.:

10/649,445

EXAMINER:

Erika A. GARY

FILED:

August 26, 2003

Confirmation No.

5762

TITLE:

METHOD AND APPARATUS TO ENSURE INTRINSICALLY SAFE

OPERATION OF A COMMUNICATION DEVICE

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence, with enclosures, is being facsimile transmitted to the USPTO to facsimile number 571-273-8300 and addressed to: Commissioner for Patents, P.O Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Date: February 10, 2006

Signature: Typed or Printed Name: Vernice Freebourne

PRELIMINARY AMENDMENT

Mail Stop: AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Advisory Action mailed August 29, 2005, and Examiner's comments with regard thereto, please enter this Preliminary Amendment in the above-identified application.

Please amend the application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendment to the Claims are reflected in the listing of the claims which begin on page 3 of this paper.

Remarks/Arguments begin on page 10 of this paper.